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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Marie-Clarie GROSJEAN COURNOYER et al.

Date: January 22, 2010

Serial No.: 10/587,801

Group Art Unit: 1616

Filed: July 31, 2006

Examiner: Pak, John D.

For: FUNGICIDAL COMPOSITION COMPRISING A PYRIDYLETHYLBENZAMIDE  
DERIVATIVE AND A COMPOUND CAPABLE OF INHIBITING THE  
ERGOSTEROL BIOSYNTHESIS

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**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This response is in reply to the Office Action of December 31, 2009, for the above-identified application.

**CONTINGENT EXTENSION REQUEST**

If this communication is filed after the shortened statutory time period has elapsed and no separate petition is enclosed, the Director of Patents and Trademarks is petitioned, under 37 C.F.R. § 1.136(a), to extend the time for filing a response to the outstanding office action by the number of months which will avoid abandonment under 37 C.F.R. § 1.135. The fee under 37 C.F.R. § 1.17 should be charged to Deposit Account No. 15-0700.

**Remarks/Arguments** begin on page 2 of this paper.